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Application Serial No. 10/805,618  
Information Disclosure Statement

JUN 28 2007

Customer No. 01933

OFFICE OF PETITIONS

Attorney Docket No. 04149/LH**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicant(s): Tooru HISHIYAMA, et al

Serial No. : 10/805,618

Confirm. No.: 2133

Filed : March 18, 2004

For : CRUSHING CONTROL APPARATUS  
FOR SHEARING CRUSHER

Art Unit : 3725

Examiner : Faye Francis

**INFORMATION DISCLOSURE STATEMENT  
WITH STATEMENT UNDER 37 C.F.R. 1.97(e)**Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R:

Submitted herewith are the following:

- (1) Copy of a Japanese Office Action dated June 20, 2007 issued in a counterpart Japanese Patent Application;
- (2) Copies of cited references; and
- (3) IDS Form.

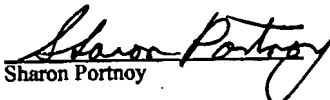
A full English language translation and a commercially-available English Abstract of JP 2002-219379 are submitted herewith.

**CERTIFICATE OF FACSIMILE  
TRANSMISSION**

TO NO. 1-571-273-0025

TOTAL PAGES: **50**

I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date noted below.

  
Sharon PortnoyDated: June 28, 2007

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by credit card payment, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

Application Serial No. 10/805,618  
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USP 5,765,765, also cited in this IDS, is the U.S. counterpart of JP 8-047651.

**RE: PRIOR IDS FILED MAY 21, 2007:**

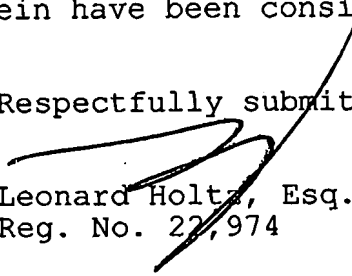
It is respectfully requested that the Examiner fully consider the Information Disclosure Statement filed May 21, 2007 during prosecution of the present RCE.

**STATEMENT UNDER 37 CFR 1.97(e)(1)**

Each item of information contained in this Information Disclosure Statement was first cited in any communication from foreign patent offices in counterpart foreign applications not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of June 20, 2007.

It is respectfully requested that an initialed copy of the IDS Form submitted herewith, and an initialed copy of the IDS Form submitted May 21, 2007, be returned to confirm that all of the documents listed therein have been considered and made of record.

Respectfully submitted,

  
Leonard Holtz, Esq.  
Reg. No. 22,974

Encls.

Dated: June 28, 2007

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

<b>IDS FORM</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				Application Number	10/805,618
				Filing Date	March 18, 2004
				First Named Inventor	Tooru HISHIYAMA et al
				Group Art Unit	3725
				Examiner Name	FRANCIS, FAYE
Sheet	1	of	1	Attorney Docket Number	04149/LH

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JUN 28 2007

**OFFICE OF PETITIONS****U.S. PATENT DOCUMENTS**

Exam. Inits <sup>*</sup>	Cite No <sup>1</sup>	Document Number	Kind Code <sup>2</sup>	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion
		5,765,765	A	TAMURA et al	06-16-1998	

**FOREIGN PATENT DOCUMENTS**

Exam Inits <sup>*</sup>	Cite No <sup>1</sup>	Offc <sup>3</sup>	Document Number <sup>4</sup>	Kind Code <sup>5</sup>	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion	T <sup>6</sup>
		JP	8-047651	A	KOMATSU LTD.	02-20-1996		
		JP	2002-219379	A	HITACHI CONSTRUCTION MACHINERY CO., LTD.	08-06-2002		x

x Includes a full English translation and a commercially-available English Abstract.

Examiner  
SignatureDate  
Considered

<sup>\*</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Place a check here if English translation is attached.

DATE MAILED: June 28, 2007

JP Office Action

Mailing Date: June 20, 2007